

Message Text

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PAGE 01 STATE 232348
ORIGIN STR-07

INFO OCT-01 IO-13 ISO-00 STRE-00 AF-10 ARA-11 EA-10
EUR-12 NEA-10 OIC-02 AGRE-00 CEA-01 CIAE-00
COME-00 DODE-00 EB-08 FRB-03 H-01 INR-10 INT-05
L-03 LAB-04 NSAE-00 NSC-05 PA-01 CTME-00 AID-05
SS-15 ITC-01 TRSE-00 ICA-11 SP-02 SOE-02 OMB-01
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DRAFTED BY STR: DSABELSON:DSA
APPROVED BY STR: WBKELLY,JR.
STR: CFRANK
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USMTN

E.O. 11652:N/A

TAGS:ETRD, MTN

SUBJECT: POSITION PAPER ON COMBINED DRAFT TEXT ON IMPORT
LICENSING PROCEDURES

1. THE TRADE POLICY STAFF COMMITTEE (TPSC) CLEARED TODAY,
WITH CHANGES AS NOTED BELOW, THE DRAFT POSITION PAPER ON
THE COMBINED TEXT ON IMPORT LICENSING PROCEDURES (TPSC
DOCUMENT NUMBER 78-110), HAND CARRIED IN UNCLEARED FORM
TO GENEVA BY JIM MCNAMARA, SEPTEMBER 8, 1978.

2. THE TPSC MADE THE FOLLOWING CHANGES IN THE PAPER:
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(A) PAGE 2, RECOMMENDATION 3 -- DELETE ENTIRE RECOMMENDA-
TION. BEGIN FYI. USDA IS PRESENTLY REVIEWING ALL CODES
WITH REGARD TO THEIR IMPLICATIONS FOR INTERNATIONAL AGRI-
CULTURAL TRADE. THIS INCLUDES THE LICENSING CODE(S). THE
RESULT OF USDA'S REVIEW WILL BE FORTHCOMING IN THE NEAR
FUTURE. END FYI.

(B) PAGE 2, RECOMMENDATIONS 6 AND 7 -- DELETE BOTH RECOMMEN-

DATIONS. BEGIN FYI. USG IS PRESENTLY REVIEWING THE RELATIONSHIP BETWEEN THE CODES AND THE GATT, ESPECIALLY THE LEGAL CONSIDERATIONS OF HOW THE CODES ARE TO BE HANDLED BY GATT CP'S AT THE END OF THE MTN. IT IS EXPECTED THAT THE U.S. POSITION ON THIS WILL BE READY IN THE NEAR FUTURE. END FYI.

(C) PAGE 5, "COVERAGE OF AGRICULTURE" -- DELETE ENTIRE SECTION. (FOR REASON STATED IN (A), ABOVE.)

(D) PAGE 7, "RELATIONSHIP WITH THE GATT; -- DELETE ENTIRE SECTION. (FOR REASONS STATED IN (B), ABOVE.)

BEGIN FYI. AS CLEARED, THE PAPER CONTAINS SEVEN RECOMMENDATIONS; DEL SHOULD RENUMBER DRAFT COPY APPROPRIATELY. END FYI.

(E) PAGE 6 OF ANNEX 1, PARAGRAPH 2, (C) -- THE FOLLOWING BRACKETED PARAGRAPH SHOULD BE INSERTED AFTER THE FIRST INDENTED PARAGRAPH THAT BEGINS, "WHILE RECOGNIZING...": BEGIN QUOTE. (FYI: THE UNITED STATES MAINTAINS, BUT DOES NOT IMPLEMENT, A LICENSING SYSTEM FOR PETROLEUM AND CERTAIN PETROLEUM PRODUCTS THAT COULD PROHIBIT IMPORTS OF THESE PRODUCTS FROM SPECIFIC COUNTRIES, BASED ON NATIONAL SECURITY REASONS. HOWEVER, THE FINAL CLAUSE OF THE U.S. PREFERRED LANGUAGE FOR THIS PARAGRAPH WOULD COVER SUCH A SITUATION, SINCE ART. XX OF THE GATT ALLOWS FOR MEASURES RELATING TO THE CONSERVATION OF EXHAUSTIBLE NATURAL RESOURCES. END QUOTE. LIMITED OFFICIAL USE

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SOURCES AND ART. XXI PROVIDES FOR MEASURES BASED ON NATIONAL AND INTERNATIONAL SECURITY NEEDS. INCLUSION OF THE GATT REFERENCES IN PARAGRAPH 13 OF THE SECRETARIAT'S INFORMAL TEXT WOULD REENFORCE THE U.S. JUSTIFICATION OF THIS SYSTEM. THE U.S. REPRESENTATIVE SHOULD PRESS FOR INCLUSION OF THIS PHRASE IN THIS PARAGRAPH. END FYI.) END QUOTE.

(F) PAGE 8 OF ANNEX 1, PARAGRAPH 2, (D) -- THE FOLLOWING LANGUAGE SHOULD BE ADDED DIRECTLY AFTER THE QUESTION POSED UNDER "VARIOUS DELEGATIONS": BEGIN QUOTE. CAN YOU ACCEPT THE ADDITIONAL PHRASE OF THE U.S. PREFERRED LANGUAGE? IF NOT, WHY NOT? U.S. REPRESENTATIVE MAY WISH TO POINT OUT THE ADVANTAGES OF INCLUDING THIS PHRASE (SEE (C) ABOVE,. END QUOTE.

3. WE WILL SEND DEL A CLEAN COPY OF THE FINAL TPSC PAPER BY NEXT AVAILABLE TRAVELER. CHRISTOPHER

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Message Attributes

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